

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

KAREN HAUGEN, P.L., a minor  
child, and MAY LANSDEN,

Plaintiffs,

v.

MOLLY FIELDS, CITY OF UNION  
GAP, LARRY WORDEN, ROBERT  
ALMEIDA, SHAWN JAMES, ED  
LEVESQUE, L. McKINLEY, H.  
RIVERA, CHASE KELLOGG and JOHN  
DOES 1 THROUGH IV

Defendants.

No. CV-05-3109-RHW

ORDER ADOPTING SPECIAL  
MASTER'S REPORT AND  
RECOMMENDATION REGARDING  
PROPOSED SETTLEMENT AS TO  
THE MINOR CHILD, P.L.

----- ACTION REQUIRED -----

No objections having been filed, the undersigned adopts the Report and Recommendation filed November 28, 2007 (Ct. Rec. 191), by U.S. Magistrate Judge Cynthia Imbrogno, regarding the proposed settlement as to the minor child, P.L. Attorney James Elliott Lobsenz, Carney Badley Spellman, P.S., represents Plaintiffs, P.L., a minor child, and May Lansden. Assistant Attorneys General John K. McIlhenny, Jr., and Wendy S. Lux represent Defendant Molly Fields; Attorneys G. Scott Beyer, and Kirk A. Ehliis, Menke Jackson Beyer Elofson Ehliis & Harper, represent Union Gap Defendants.

Having considered the Report and Recommendation, the files as

1 supplemented, including the averments of P.L.'s counsel and the GAL  
2 reports, the undersigned concludes the settlement offer of \$5,000 to  
3 P.L., in exchange for dismissal of all his claims against the Union  
4 Gap Defendants, is reasonable under the circumstances.

5 Since the record does not reflect out-of-pocket costs advanced  
6 by Plaintiffs' law firm that can be traced to the minor Plaintiff,  
7 **IT IS ORDERED** that no costs be assessed against the minor child's  
8 settlement. It is the finding of the undersigned that 25% of the  
9 minor settlement for attorney fees is reasonable (25% of \$5,000.00),  
10 as no costs, other than attorney fees, are assessed against the  
11 minor.

12 The GAL costs of \$1,628.07 are found to be reasonable. **IT IS**  
13 **ORDERED** that the GAL be paid from the court's non-appropriated fund,  
14 rather than from the minor settlement.

15 In light of the GAL's recommendation and the Family Court  
16 Investigator's Report, Ct. Rec. 189 at 3, **IT IS ORDERED** that no  
17 later than 15 (fifteen) business days from the date of this Order,  
18 the minor Plaintiff's net settlement funds be placed into the Yakima  
19 County Superior Court registry, to be held until further order of  
20 the Yakima County Superior Court in the pending custody matter (No.  
21 06-3-00689-8) appointing a suitable protective payee and/or until  
22 P.L. reaches the age of majority.

23 Dated this 4<sup>th</sup> day of January, 2008.

24 *S/ Robert H. Whaley*

25 ROBERT H. WHALEY  
26 CHIEF UNITED STATES DISTRICT JUDGE  
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